

ATTORNEY DOCKET NO.
004578.1123

PATENT APPLICATION
09/866,205

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Shea CHEN, et al.
Serial No.: 09/866,205
Filing Date: May 25, 2001
Group No.: 2833
Examiner: Renee S. LUEBKE
Title: MEMBRANE FOR MICRO-ELECTRO-
MECHANICAL SWITCH, AND METHODS
OF MAKING AND USING IT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I hereby certify that the enclosed documents are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on this 30th day of September, 2003, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Willie Tokes

Express Mail Certificate
EV 324624865 US

FOURTH INFORMATION DISCLOSURE STATEMENT

Pursuant to the provisions of 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicants are enclosing copies of two documents which may be material to examination of the present application.

More specifically, Applicants cited copending U.S. Serial No. 10/140,658 in a prior Information Disclosure Statement (IDS). Two of the enclosed documents (WO 98/21734

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and US 2002/0018334 A1) were each recently cited in a PCT application which corresponds to copending U.S. Serial No. 10/140,658. Of these, WO 98/21734 has an English abstract, but is otherwise in the German language. Therefore, as a courtesy to the Examiner, Applicants are enclosing a copy of U.S. Patent No. 6,162,657, which is an English-language counterpart of WO 98/21734. Each of the enclosed documents is listed on enclosed Form PTO-1449.

A final Office Action was previously issued in the present application, but then was withdrawn. MPEPS609(B)(2) specifies that, where a final action is issued and then withdrawn, the patent application is treated as not having had a final action for purposes of consideration of an IDS. Consequently, the present IDS is effectively being submitted under 37 C.F.R. §1.97(c), or in other words after issuance of a first Office Action but before issuance of a final rejection. An enclosed check includes the fee of \$180.00 for submission of IDS at this point in the examination process.

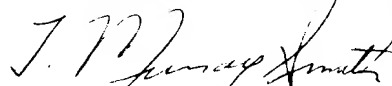
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Further and favorable consideration of this
application is respectfully requested.

Respectfully submitted,
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Date: September 30, 2003

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Enclosures: Form PTO-1449 and one copy
of each listed document
Check (\$180.00)
Acknowledgment Post Card



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|--|-------------------------------|-----------------------------------|---------------------------|
| PTO-1449 Information Disclosure Citation in an Application | Application No. 09/866,205 | Applicant(s) Shea Chen, et al. | |
| | Docket Number 004578.1123 | Group Art Unit 2833 | Filing Date 05/25/2001 |

U.S. PATENT DOCUMENTS

| | | DOCUMENT NO. | DATE | NAME | CLASS | SUBCLASS | FILING DATE |
|--|---|-----------------|----------|-----------------|-------|----------|-------------|
| | A | 6,162,657 | 12/19/00 | Schiele, et al. | | | |
| | B | 2002/0018334 A1 | 02/14/02 | Hill, et al. | | | |
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FOREIGN PATENT DOCUMENTS

| | | DOCUMENT NO. | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION | |
|--|---|--------------|----------|---------|-------|----------|-------------|----|
| | | | | | | | YES | NO |
| | P | WO 98/21734 | 05 22 98 | PCT | | | | X |
| | Q | | | | | | | |
| | R | | | | | | | |

NON-PATENT DOCUMENTS

| | | DOCUMENT (Including Author, Title, Source, and Pertinent Pages) | DATE |
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EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

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